

Bedford Hills, New York  
December 3, 2013

The first meeting for the month of December of the Town Board of the Town of Bedford was held on December 3, 2013 at the Town House, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 8:10 P.M. by Supervisor Roberts.

**Present:** Lee V. A. Roberts : Supervisor  
Peter Chryssos : Councilman  
Francis T. Corcoran : Councilman  
David Gabrielson : Councilman  
Chris Burdick : Councilman

Lisbeth Fumagalli : Town Clerk  
Joel Sachs : Town Attorney  
Kevin Winn : Commissioner of Public Works  
Ed Ritter : Comptroller  
Amy Pectol : Receiver of Taxes  
Edward Collins : Lieutenant, Town of Bedford Police  
Harry Girdlestone : Sole Assessor  
Joan Gallagher : Director of Personnel  
William Heidepriem : Supt. Of Recreation and Parks  
Steven Fraietta : Building Inspector

And eight (8) residents/observers.

**APPROVAL OF CLAIMS**

On a motion by Mr. Corcoran, seconded by Mr. Burdick, the following resolution was  
**ADOPTED**

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

**RESOLVED**, that the following claims for 2013 be allowed for payment from  
their respective funds,

	<b>2013</b>
General Fund	\$ 92,746.10
Highway Fund	58,611.21
Consolidated Water District	30,212.84
Cedar Downs Water District	40.20
Farms Water District	1,104.28
Old Post Road Water District	1,727.82
Drug Abuse	3,395.00
Special Districts:	
Bedford Village Memorial Park	1,505.11
Bedford Hills Memorial Park	1,070.17
Katonah Memorial Park	1,127.56
Capital Projects	196,520.30
	<u>\$ 388,060.59</u>

**DEPARTMENTS**

1. Request to close Town Offices on Friday, February 28<sup>th</sup> for records management.

On a motion by Mrs. Roberts, seconded by Mr. Corcoran, the following resolution was  
**ADOPTED**

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

**RESOLVED** that the Town Board does hereby approve Records Management day for Friday, February 28, 2014, with all departments to be closed for public business, as per the memorandum dated November 22, 2013 from Lisbeth Fumagalli, Town Clerk.

## CORRESPONDENCE

1. Bedford 2020 request to use commuter parking lots in Katonah for overflow parking for community celebration event on Saturday, January 25, 2014.

On a motion by Mr. Chryssos, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby grant approval for Bedford 2020 to use the commuter parking lots 1 and 3 in Katonah for overflow parking from the celebration to be held at the Harvey School Athletic Center, honoring the retirement of Supervisor Lee V.A. Roberts on Saturday, January 25, 2014 between the hours of 6:30 pm and 8:30 pm as per the letter dated November 22, 2013 from Bedford 2020.

2. Request from Bedford Fire Department and Bedford Village Business Association for a tree lighting ceremony.

On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby grant approval for the Bedford Fire Department and Bedford Village Business Association for a tree lighting ceremony on the Bedford Village Green, Friday, December 6, 2013, the tree to be lit each night during the holiday season until January 7, 2014, as per the request from Peter Lazaro of the Bedford Fire Department.

## PERSONNEL

1. Approve appointment of Peter Sikoryak to the position of Police Officer, 4<sup>th</sup> Grade.

On a motion by Mrs. Roberts, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby approve the appointment of Peter Sikoryak to the position of Police Officer, 4<sup>th</sup> Grade in the Town of Bedford Police Department, to fill the vacancy created by the retirement of Police Officer Patrick Lenahan, subject to a psychological/emotional fitness evaluation, medical evaluation, transfer approval by the Westchester County Department of Human Resources, and a fifty-two (52) week probationary period, with a tentative start date of January 1, 2014 if all conditions are met, as per the memorandum dated November 25, 2013 from Joan Gallagher, Director of Personnel.

2. Approve 2014 Town of Bedford Holiday Schedule.

On a motion by Mrs. Roberts, seconded by Mr. Gabrielson, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby approve the 2014 Holiday Schedule as follows, as per the memorandum dated November 19, 2013 from Joan Gallagher, Director of Personnel:

### 2014 Town of Bedford Office Holiday Schedule

Wednesday, January 1 <sup>st</sup>	New Year's Day
Monday, January 20 <sup>th</sup>	Birthday of Dr. Martin Luther King, Jr.
Monday, February 17 <sup>th</sup>	President's Day
Friday, April 18 <sup>th</sup>	Good Friday (Easter Holiday)

Monday, May 26 <sup>th</sup>	Memorial Day
Friday, July 4 <sup>th</sup>	Independence Day
Monday, September 1st	Labor Day
Monday, October 13 <sup>th</sup>	Columbus Day
Tuesday, November 4 <sup>th</sup>	Election Day
Tuesday, November 11 <sup>th</sup>	Veterans' Day
Thursday, November 27 <sup>th</sup>	Thanksgiving Day
Friday, November 28 <sup>th</sup>	Day after Thanksgiving
Thursday, December 25 <sup>th</sup>	Christmas Day
Friday, December 26 <sup>th</sup>	Floating Holiday observed

OLD BUSINESS

1. Approve drainage agreement. 227 Guard Hill Road.

A. Adopt Negative Declaration

On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby issue a Negative Declaration, under the State Environmental Quality Review (SEQR) relative to the drainage agreement between the Town of Bedford and Kathryn Hoenig and Douglas Maynard, as the agreement will not have any adverse physical or environmental effects upon the Town of Bedford.

B. Approve agreement for drainage easement

On a motion by Mr. Corcoran, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

WHEREAS, Kathryn Hoenig and Douglass B. Maynard are the owners of certain improved residential property located at 227 Guard Hill Road, Bedford Corners, New York, which property ("Hoenig Property") is designated on the Town of Bedford as Tax Parcel 72.18-1-10; and

WHEREAS, a drainage situation presently exists on the Hoenig property as a result of the occasional discharge of water run-off from Guard Hill Road and Darlington Road onto the Hoenig property; and

WHEREAS, the Town from time to time has entered upon the Hoenig property to perform certain work related to the controlling the discharge of run-off onto the subject property; and

WHEREAS, the parties have determined it is in their mutual interests that a formal Drainage Easement Agreement be entered into, which Drainage Easement Agreement will give the Town of Bedford the right to enter upon the Hoenig property for the purpose of modifying the present drainage situation so that representatives of the Town can maintain, repair and replace certain drainage work on the Hoenig property, and

WHEREAS, in conjunction with the work to be performed on the Hoenig property, the Town Planner, Jeff Osterman, has repaired a short form Environmental Assessment Form dated December 3, 2013, setting forth the environmental impacts of the proposed drainage work; and

WHEREAS, the Town believes that the work proposed to be undertaken by the Town on the Hoenig Property will be beneficial to the environment,

THEREFORE, it is

RESOLVED, that the Town Board determines that the entering into of a certain Drainage Easement Agreement between Kathryn Hoenig and Douglass B. Maynard as owners of the

property at 227 Guard Hill Road, Bedford Corners, New York and the work to be performed thereunder constitutes an “unlisted action” pursuant to the State Environmental Quality Review Act (“SEQRA”) and will not have a significant effect upon the environment, and it is further

RESOLVED, that the Town of Bedford hereby issues a “negative declaration” pursuant to SEQRA in conjunction with the entering into of the proposed Drainage Easement Agreement, and it is further

RESOLVED, that the Town Board hereby approves the entering into of a Drainage Easement Agreement between Kathryn L. Hoenig and Douglass Maynard and the Town of Bedford, a draft of which Agreement is attached hereto, and it is further

RESOLVED, that the Town may, with the permission of the property owners enter upon the subject property for performing certain work described in the Agreement in advance of the recording said Drainage Easement Agreement in that a final legal description of the easement area being granted by the property owners to the Town has yet to be prepared, and it is further

RESOLVED, that the Town Commissioner of Public Works and the Town Attorney’s Office are authorized to take whatever additional actions are necessary in order to implement the within Drainage Easement Agreement.

#### NEW BUSINESS

1. Consider sale of Town Property, Delano Drive, Section 60.09 Block 2 Lot 49. This matter has been deferred for further discussion.

#### PUBLIC COMMENT

Mark Solomon, a resident of the Town of Bedford and Jeff Dodge of P.R. Tree Service expressed concerns about the care of the Bedford Oak and discussed them with the Town Board.

There being no further discussion the meeting was adjourned at 8:36 pm.

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Lisbeth Fumagalli, Town Clerk